

## KOREIN TILLERY

*Attorneys at Law*

205 North Michigan, Suite 1950

Chicago, Illinois 60601-4269

www.koreintillery.com

JOHN A. LIBRA

jlibra@koreintillery.com

p: 312.641.9750

f: 312.641.9751

August 31, 2018

### VIA ECF

Hon. Sidney H. Stein

United States District Court

Southern District of New York

500 Pearl Street, Courtroom 23A

New York, NY 10007

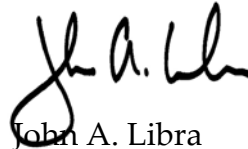
**Re:   *Nat'l Credit Union Admin. Board, et al. v. Deutsche Bank Nat'l Trust Co.,*  
      **No. 14-cv-8919 (S.D.N.Y.)****

Dear Judge Stein:

Plaintiff National Credit Union Administration Board, as liquidating agent ("NCUA"), respectfully submits the following information pursuant to the Court's Order dated July 31, 2018 (ECF No. 98). As set forth in NCUA's August 20, 2018 letter (ECF No. 101), NCUA anticipates filing a motion pursuant to Federal Rules of Civil Procedure 15 and 17 for leave to supplement and substitute a separate trustee as the plaintiff for claims held by the NGN Trusts and NCUA as the plaintiff for directly held claims, together with a proposed amended complaint at a time the Court deems appropriate. Plaintiffs' proposed amended complaint will include the trusts and CUSIPs identified on Ex. A, and exclude the trusts and CUSIPs identified on Ex. B. NCUA's proposed amended complaint will also remove claims under the Trust Indenture Act of 1939, 15 U.S.C. § 77aaa *et seq.*, remove claims New York Real Property Law § 124 *et seq.*, and include fewer tort claims.

*One US Bank Plaza  
505 North 7<sup>th</sup> Street, Suite 3600  
Saint Louis, Missouri 63101  
Tel: 314.241.4844 Fax: 314.241.3525*

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "John A. Libra". The signature is fluid and cursive, with the first name "John" being more prominent.

John A. Libra

*Counsel for National Credit Union*

*Administration Board, as liquidating agent*

cc: Counsel of Record (via CM/ECF)